

SIROTKIN VARACALLI & HAMRA, LLP  
110 EAST 59<sup>TH</sup> STREET, STE. 3200,  
NEW YORK, NY 10022

12.1.16

Market Distributors  
355 Food Center Drive  
A5-12 Hunts Point Cooperative Market  
Bronx, NY 10474

**RE: Tecun et al. v. Mildred Deli Grocery Inc. et al.**  
**Index No. 16-cv-05796**

To Whom It May Concern:

I am writing on behalf of Colombia Nunez, owner of Mildred Deli Grocery. We represent Mildred Deli Grocery in a litigation brought by a former employee. We previously sent you a letter requesting invoices or statements, covering 2013 to 2016, as well as a certification to be signed whoever keeps your business' customer records. It has come to our attention that the certification included with that letter was incorrect. We ask that you use the enclosed affidavit instead.

In order to comply with the legal proceedings, we ask that you provide us with all invoices or statements regarding Mildred Deli Grocery or Colombia Nuñez from 2013 to 2016 along with completing, signing, and notarizing the attached affidavit.


The affidavit states that you are providing valid, complete, un-tampered records to the court. If you do not have any records during any period of that time provide a statement as to why not.

The court has a strict deadline, so we ask that you provide the above to us as quickly as possible and by December 7, 2016 at the latest. Please contact us if you have any questions.

Thank you for your prompt attention to this matter.

Truly Yours,

SIROTKIN VARACALLI & HAMRA, LLP

  
By: Douglas Varacalli (DV3756)  
110 E 59<sup>th</sup> Street, Suite 3200



New York, New York 10022  
Tel.: (646) 590-0571  
Fax.: (646) 619-4012  
E-mail: [DVaracalli@svhllp.com](mailto:DVaracalli@svhllp.com)

Case No. 11-0-0119-ELS

Case No. 11-0-0119-ELS

Case No. 11-0-0119-ELS

Case No. 11-0-0119-ELS

STATE OF

COUNTY OF

The attached records were prepared by the person named in the caption of this case and are true and correct.

The attached records were prepared by the person named in the caption of this case and are true and correct.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JESUS TECUN, MANUEL CIPRIANO MEJIA,  
CONCEPCION SANCHEZ ALONSO,  
CRISTINA GATICA LUNA, LAURO  
GARZON VALENCIA FLORES, and MIRIAM  
PINOS BUENDIA, *individually and on behalf of  
others similarly situated,*

Plaintiffs,

v.

MILDRED DELI GROCERY INC. (d/b/a  
MILDRED DELI & GROCERY), COLOMBIA  
NUNEZ and AURELIA MEDINA,

Defendants.

Case No. 1:16-cv-05796-RJS

**AFFIDAVIT OF RECORDS  
CUSTODIAN CERTIFYING  
RECORDS**

STATE OF \_\_\_\_\_ )  
 ) ss.:  
COUNTY OF \_\_\_\_\_ )

\_\_\_\_\_, being duly sworn, deposes and says:

1. I am over 18 years of age, of sound mind and otherwise competent to make this Affidavit.
2. I am the duly authorized custodian of the records for Market Meats, Inc. and in such capacity, I have authority to certify the attached records.
3. The attached records are true copies of all original records maintained by Market Meats, Inc. regarding Mildred Deli Grocery, Inc, that were requested by Sirotkin Varacalli & Hamra, LLP in connection with the captioned matter.
4. The attached records were kept in the course of the regularly conducted business activity of Market Meats, Inc. and were prepared as a regular practice and custom.
5. The attached records were prepared by the personnel of Market Meats, Inc. in the ordinary course of business at or near the time

of the act, condition, or event, reported thereon, and by a person or persons with knowledge of and a business duty to record or transmit those matters.

  
Signature

Sworn and subscribed to before me

This \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

It is a pleasure to have you here, and we are glad to see you. It is a pleasure to have you here, and we are glad to see you.

Very truly yours,  
[Signature]

[Name]

[Address]

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Marte K Desbuts.

PAGE

991-1866 FAX: 991-4981 PAGE 1

DATE	DESCRIPTION	CREDITS	CHARGES
NO ACTIVITY THIS WEEK- PLEASE PAY OLD BALANCE			
CURRENT	1 WEEK	2 WEEKS	3 WEEKS
.00	.00	.00	.00
			4 WEEKS
			.00
			5 WEEKS
			275.90
MILDRED DELI & GROCERY CORP		Previous Balance	275.90
		Total Payments & Credits	.00
		Current Charges	.00
		PAY THIS AMOUNT	275.90

MILDRED DELI & GROCERY CORP  
231 E 116TH STREET  
NEW YORK  
MITCHELL NY 10029

Account Number 1-44230  
WE CARRY ALL SIZES OF SUCKLING PIGS  
AS OF JUNE 4, 2012 RETURNED CHECK FEE  
WILL BE \$40.00  
VISIT US AT WWW.MKTDISTRIBUTORS.COM

Wolaf  
Venta  
and

\$ 10,108.149

PAGE 1

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CREDITS	CHARGES
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NO. ACTIVITY THIS WEEK- PLEASE PAY OLD BALANCE

CURRNT	1 WEEK	2 WEEKS	3 WEEKS	4 WEEKS
.00	.00	.00	.00	.00

5 WEEKS\*  
\$275.90

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
275.90	00	.00	275.90

MILDRED DELI & GROCERY CORP  
231 E 116TH STREET  
NEW YORK  
MICHELLE NY 10029

Account Number 1-49850

Account Number 1-493530  
WE CARRY ALL SIZES OF SUCKLING PIGS  
AS OF JUNE 4, 2012 RETURNED CHECK FEE  
WILL BE \$40.00  
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11/10/2016 9:32 AM FAX 17189914981

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MARKET DISTRIBUTORS, INC  
 A6 HUNTS PT CO-OP MARKET  
 BRONX, NY 10474  
 (718) 991-5800, ACC'TNG  
 991-1866, FAX 991-4981

1/24/14  
 Statement Date

PAGE 1

PAGE 1

DATE	DESCRIPTION	CHARGE	CREDITS	CHARGES
1/24/14	609497			133.76

CURRENT	1 WEEK	2 WEEKS	3 WEEKS	4 WEEKS	5 WEEKS
133.76	00	00	00	00	275.90

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
275.90		133.76	409.66

MILDRED DELI & GROCERY CORP  
 231 E 116TH STREET  
 NEW YORK  
 MICHELLE NY 10029

Account Number 1-49850

WE CARRY ALL SIZES OF SUCKLING PIGS  
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 AS-12 HUNTS PT CO-OP MKT  
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6/13/14

Statement Date

PAGE 1

PAGE 1

DATE	INVOICE #	DESCRIPTION	CREDITS	CHARGES
5/30/14	53014	CREDIT	.34-	
6/10/14		PAYMENT RECEIVED	332.00	
6/09/14	634767	CHARGE		214.90
6/13/14	635957	CHARGE		188.34

CURRENT	1 WEEK	2 WEEKS	3 WEEKS	4 WEEKS	5 WEEKS
403.24	.00	.00	.00	.00	.00

MILDRED DELI & GROCERY CORP  
 231 E 116TH STREET  
 NEW YORK  
 MICHELLE NY 10029

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
332.34	332.34-	403.24	403.24

Account Number 1-49850

WE CARRY ALL SIZES OF SUCKLING PIGS

RETURNED CHECK FEE IS \$40.00

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11/10/2016 9:46 AM FAX 17189914881

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12/28/14  
 Statement Date

PAGE 1

PAGE 1

DATE	DESCRIPTION	CREDIT	CHARGES
10/07/14	100714	CREDIT	.01-
12/28/14		PAYMENT RECEIVED	1,153.00
12/24/14	673710	CHARGE	745.16

CURRENT	1 WEEK	2 WEEKS	3 WEEKS	4 WEEKS	5 WEEKS
745.16	00	00	00	00	00

MILDRED DELL & GROCERY CORP  
 231 E 116TH STREET  
 NEW YORK  
 MICHAEL NY 10029

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
1,153.01	1,153.01	745.16	745.16

Account Number 1-48850  
 WE CARRY ALL SIZES OF SUCKLING PIGS  
 RETURNED CHECK FEE IS \$40.00  
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 BRONX, NY 10474  
 (718)991-5800

5/23/14

Statement Date

PAGE 1

PAGE 1

DATE	INVOICE #	DESCRIPTION	CHARGE	CREDITS	CHARGES
5/22/14	631399				400.08
CURRENT 1 WEEK 2 WEEKS 3 WEEKS 4 WEEKS 5 WEEKS					
400.08					

MILDRED DELI & GROCERY CORP  
 231 E 116TH STREET  
 NEW YORK  
 MICHELLE NY 10029

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
374.37	.00	400.08	774.45

Account Number 1749850  
 WE CARRY ALL SIZES OF SUCKLING PIGS  
 RETURNED CHECK FEE IS \$40.00  
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(718) 991-2800

11/14/14

Statement Date

PAGE 1

PAGE 1

DATE INVOICE

CREDITS CHARGES

NO ACTIVITY THIS WEEK- PLEASE PAY OLD BALANCE

CURRENT	1 WEEK	2 WEEKS	3 WEEKS	4 WEEKS	5 WEEKS
.00	1,153.01	.00	.00	.00	.00

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
1,153.01		.00	1,153.01

MILDRED DELI &amp; GROCERY CORP

231 E 115TH STREET

NEW YORK

MICHAELS

NY 10019

Account Number

P-44850

WE CARRY ALL SIZES OF SUCKLING PIGS

RETURNED CHECK FEE IS \$40.00

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 BRONX, NY 10474  
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10/31/16  
 Statement Date

PAGE 1

PAGE 1

DATE	DESCRIPTION	CREDITS	CHARGES
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NO ACTIVITY THIS WEEK- PLEASE PAY OLD BALANCE

CURRENT	1 WEEK	2 WEEKS	3 WEEKS	4 WEEKS	5 WEEKS
00	00	467.55	00	00	00

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
467.55		00	467.55

MILDRED DELL & GROCERY CORP  
 231 E 118TH STREET  
 NEW YORK  
 MICHELLE NY 10029

Account Number 1-49850  
 WE CARRY ALL SIZES OF SUCKLING PIGS  
 RETURNED CHECK FEE IS \$40.00  
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MARKET DISTRIBUTORS

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10/24/14

Statement Date

PAGE 1

PAGE 1

DATE: 10/24/14 CREDITS CHARGES

NO ACTIVITY THIS WEEK- PLEASE PAY OLD BALANCE

CURRENT	1 WEEK	2 WEEKS	3 WEEKS	4 WEEKS	5 WEEKS
00	467.55	00	00	00	00

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
467.55	00	00	467.55

MILDRED DEBI & GROCERY CORP  
 231 E 116TH STREET  
 NEW YORK  
 MICHELLE NY 10029

Account Number 1-59850  
 WE CARRY ALL SIZES OF SUCKLING PIGS  
 RETURNED CHECK FEE IS \$40.00  
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11/10/2016 9:43 AM FAX 17189914981

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10/03/16

Statement Date

PAGE 1

PAGE 1

DATE	DESCRIPTION	PAYMENT RECEIVED	CREDITS	CHARGES
10/03/16			325.18	
10/02/16	857733	CHARGE		413.16
CURRENT 1 WEEK 2 WEEKS 3 WEEKS 4 WEEKS 5 WEEKS				
ALL 16	00	00	00	00

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
325.18	325.18	413.16	413.16

MILDRED DELI & GROCERY CORP  
 231 E 118TH STREET  
 NEW YORK  
 MICHELLE NY 10029

Account Number 1-49850

WE CARRY ALL SIZES OF SUCKLING PIGS  
 RETURNED CHECK FEE IS \$40.00  
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11/10/2016 9:43 AM FAX 17189914981

MARKET DISTRIBUTORS

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9/26/14

Statement Date

PAGE 1

PAGE 1

DATE INVOICE DESCRIPTION CREDITS CHARGES

NO ACTIVITY THIS WEEK- PLEASE PAY OLD BALANCE

CURRENT	1 WEEK	2 WEEKS	3 WEEKS	4 WEEKS	5 WEEKS
.00	.00	.00	325.18	.00	.00

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
325.18	.00	.00	325.18

MILDRED DELI & GROCERY CORP  
 231 E 116TH STREET  
 NEW YORK  
 MICHELLE NY 10029

Account Number 1-43850  
 WE CARRY ALL SIZES OF SUCKLING PIGS  
 RETURNED CHECK FEE IS \$40.00  
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11/10/2016 9:42 AM FAX 17189914981

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 (718) 991-5300

9/12/14  
 Statement Date

PAGE 1

PAGE 1

DATE DESCRIPTION CREDITS CHARGES

NO ACTIVITY THIS WEEK- PLEASE PAY OLD BALANCE

CURRENT	1 WEEK	2 WEEKS	3 WEEKS	4 WEEKS	5 WEEKS
00	25.18	00	00	00	00

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
\$25.18	00	00	\$25.18

MILDRED DELT & GROCERY CORP  
 231 E 146TH STREET  
 NEW YORK  
 MICHELLE NY 10029

Account Number 1-49850  
 WE CARRY ALL SIZES OF SUCKLING PIGS  
 RETURNED CHECK FEE IS \$40.00  
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 (718) 491-5800

8/20/14

Statement Date

PAGE 1

PAGE 1

DATE	DESCRIPTION	CREDITS	CHARGES
8/25/14	PAYMENT RECEIVED	850.75	
8/29/14	PAYMENT RECEIVED	111.44	
8/28/14	CHARGE		111.44

CURRENT	1 WEEK	2 WEEKS	3 WEEKS	4 WEEKS	5 WEEKS
80	149.74	00	00	00	00

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
1,208.49	870.19	111.44	349.74

MILDRED DELL'S GROCERY CORP  
 231 E 115TH STREET  
 NEW YORK  
 MICHELLE NY 10029

Account Number 1749850  
 WE CARRY ALL SIZES OF SUCKLING PIGS  
 RETURNED CHECK FEE IS \$40.00  
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8/15/14

Statement Date

PAGE 1

PAGE 1

DATE	INVOICE#	DESCRIPTION	PAYMENT RECEIVED	CHARGE	CREDITS	CHARGES
8/14/14					151.93	
8/13/14	647967					151.93

CURRENT	1 WEEK	2 WEEKS	3 WEEKS	4 WEEKS	5 WEEKS+
.00	.00	858.75	.00	.00	.00
Previous Balance		858.75	Total Payments & Credits		151.93
			Current Charges		151.93
			PAY THIS AMOUNT		858.75

MILDRED DELI & GROCERY CORP  
 231 E 116TH STREET  
 NEW YORK  
 MICHELLE NY 10029

Account Number 1-49850  
 WE CARRY ALL SIZES OF SUCKLING PIGS  
 RETURNED CHECK FEE IS \$40.00  
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7/18/14  
 Statement Date

PAGE 1

PAGE 1

DATE DESCRIPTION CREDITS CHARGES

NO ACTIVITY THIS WEEK- PLEASE PAY OLD BALANCE

CURRENT 1 WEEK 2 WEEKS 3 WEEKS 4 WEEKS 5 WEEKS  
 00 692.36 00 00 00 00

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
692.36	.00	.00	692.36

MILDRED DELI & GROCERY CORP  
 231 E 116TH STREET  
 NEW YORK  
 MICHELLE NY 10029

Account Number 1-49850

WE CARRY ALL SIZES OF SUCKLING PIGS  
 RETURNED CHECK FEE IS \$40.00  
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11/10/2016 9:40 AM FAX 17189914861

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7/11/14  
 Statement Date

PAGE 1

PAGE 1

DATE	DESCRIPTION	PAYMENT RECEIVED	CREDITS	CHARGES
7/09/14	641042	CHARGE	214.90	692.36

CURRENT	1 WEEK	2 WEEKS	3 WEEKS	4 WEEKS	5 WEEKS
692.36	00	00	00	00	00

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
214.90	214.90	692.36	692.36

MILDRED DELI & GROCERY CORP  
 231 E 116TH STREET  
 NEW YORK  
 MICHELLE NY 10029

Account Number 1-49850

WE CARRY ALL SIZES OF SUCKLING PIGS  
 RETURNED CHECK FEE IS \$40.00  
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11/10/2016 9:39 AM FAX 17189914981

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0035/0059

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7/04/14  
 Statement Date

PAGE 1

PAGE 1

DATE DESCRIPTION

CREDITS CHARGES

NO ACTIVITY THIS WEEK- PLEASE PAY OLD BALANCE

CURRENT 1 WEEK 2 WEEKS 3 WEEKS 4 WEEKS 5 WEEKS  
 00 00 00 214.90 00 00

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
214.90	.00	.00	214.90

MILDRED DELL & GROCERY CORP  
 231 E 116TH STREET  
 NEW YORK  
 MICHELLE NY 10029

Account Number 1-49850

WE CARRY ALL SIZES OF SUCKLING PIGS  
 RETURNED CHECK FEE IS \$40.00  
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MARKET DISTRIBUTORS

0030/0059

MARKET DISTRIBUTORS  
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 BRONX, NY 10474  
 (718)991-5800

5/30/14  
 Statement Date  
 PAGE 1

PAGE 1

DATE	DESCRIPTION	PAYMENT RECEIVED	CREDITS	CHARGES
5/27/14			374.37	
5/30/14	632926	CHARGE		332.34
CURRENT WEEK 1 WEEK 2 WEEKS 3 WEEKS 4 WEEKS 5 WEEKS				
332.34 400.00 0.00 0.00 0.00 0.00				

MILDRED DELI & GROCERY CORP  
 231 E 116TH STREET  
 NEW YORK  
 MICHELLE NY 10029

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
774.45	374.37-	332.34	732.42

Account Number 1-49850  
 WE CARRY ALL SIZES OF SUCKLING PIGS  
 RETURNED CHECK FEE IS \$40.00  
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11/10/2016 9:38 AM FAX 17189914981

MARKET DISTRIBUTORS

0031/0059

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 BRONX, NY 10474  
 (718)991-5800

6/06/14  
 Statement Date  
 PAGE 1

PAGE 1

DATE	DESCRIPTION	CREDIT	CHARGES
5/23/14	5314	.08	
6/02/14	PAYMENT RECEIVED	400.00	
CURRENT WEEK 1 2 WEEKS 3 WEEKS 4 WEEKS 5 WEEKS			
.00 332.34 .00 .00 .00			

MILDRED DELI & GROCERY CORP  
 231 E 116TH STREET  
 NEW YORK  
 MICHELLE NY 10029

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
732.42	400.08-	.00	332.34
Account Number 1-49850			
WE CARRY ALL SIZES OF SUCKLING PIGS			
RETURNED CHECK FEE IS \$40.00			
WWW.MKTDISTRIBUTORS.COM			

11/10/2016 9:30 AM FAX 17189914981

MARKET DISTRIBUTORS

00007/0039

MARKET DISTRIBUTORS, INC  
 A6 HUNTS PT CO-OP MARKET  
 BRONX, NY 10474  
 (718)-991-5800 ACC TNG  
 991-1856 FAX: 991-4981

7/12/13

Statement Date

PAGE 1

PAGE 1

DATE DESCRIPTION CREDITS CHARGES

NO ACTIVITY THIS WEEK- PLEASE PAY OLD BALANCE

CURRENT 1 WEEK 2 WEEKS 3 WEEKS 4 WEEKS 5 WEEKS  
 .00 .00 .00 .00 .00 179.74

Previous Balance	Total Payments & Credits	Current Charges	PAY THIS AMOUNT
179.74	.00	.00	179.74

MILDRED DELI & GROCERY CORP  
 731 E 116TH STREET  
 NEW YORK  
 MICHELLE NY 10029

Account Number 1-49850

WE CARRY ALL SIZES OF SUCKLING PIGS  
 AS OF JUNE 4, 2012 RETURNED CHECK FEE  
 WILL BE \$40.00

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